

The opinion in support of the decision being entered today was not written for publication in a law journal and is not binding precedent of the Board.

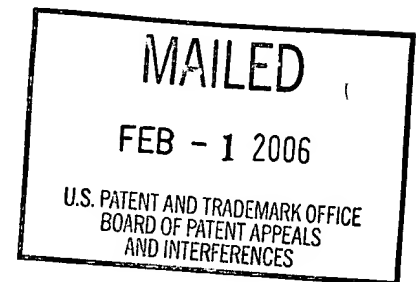
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JOSEPH R. BYRUM

Appeal No. 2004-1773
Application 09/421,106

ORDER DISMISSING APPEAL



Before FLEMING, Chief Administrative Patent Judge,
HARKCOM, Vice Chief Administrative Patent Judge,
ADAMS, Administrative Patent Judge.

Per curiam.

On June 6, 2003, appellant filed a Notice of Appeal. On December 22, 2005, appellant filed a communication requesting that this application be expressly abandoned in view of a continuing application filed December 20, 2005.

Accordingly, it is


ORDERED that the appeal filed June 6, 2003, is dismissed.

Appeal No. 2004-1773
Application 09/421,106

The application is being returned to the examiner for further action as may be appropriate.


Michael R. Fleming, Chief
Administrative Patent Judge


Gary V. Harkcom, Vice Chief
Administrative Patent Judge


Donald E. Adams
Administrative Patent Judge

BOARD OF PATENT
APPEALS AND
INTERFERENCES

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